

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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David T. Clos,

Court File No. 06-CV-4916 PAM/FLN

Plaintiff,

v.

State of Minnesota; Joan Fabian,  
Commissioner of the Minnesota Department  
of Corrections; Wright County, a political  
subdivision; Gary Miller, Sheriff of Wright  
County; Corrections Corporation of  
America, a corporation; and Daren Swenson,  
Warden,

Defendants.

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**STIPULATION AND ORDER  
TO WAIVE JURY TRIAL**

The parties in this action, through their undersigned counsel, pursuant to Rule 38(d) of the Federal Rules of Civil Procedure, hereby stipulate, agree and consent to withdraw all demands for trial by jury and stipulate and agree to a trial by the Court of all issues in the above-captioned matter.

Dated: March 5, 2009.

Dated: March 5, 2009.

RICHARD I. DIAMOND, P.A.

BEST & FLANAGAN LLP

By: s/Richard I. Diamond

Richard I. Diamond (#22585)  
601 Carlson Parkway, Suite 1050  
Minnetonka, MN 55305  
763.545.4474

ATTORNEYS FOR PLAINTIFF  
DAVID T. CLOS

By: s/Sarah Crippen Madison

Sarah Crippen Madison (#223074)  
Kathleen M. Daly (#314390)  
225 South Sixth Street, Suite 4000  
Minneapolis, MN 55402  
612.339.7121

ATTORNEYS FOR DEFENDANTS  
CORRECTIONS CORPORATION  
OF AMERICA AND DAREN SWENSON

APPROVED and SO ORDERED:

Dated: March 15, 2009.

BY THE COURT:

s/Paul A. Magnuson

The Honorable Paul A. Magnuson  
Judge of United States District Court